



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

4-1001  
#11F 3/7/97  
TGray

Applicants: Dean Engelhardt et. al.

Serial No. 08/479,997

Group Art Unit: 1807

Filed: June 7, 1995

Examiner: S. Houtteman

Title: A PHOSPHATE MOIETY LABELED NUCLEOTIDE,  
AND AN OLIGO- OR POLYNUCLEOTIDE, AND OTHER  
COMPOSITIONS COMPRISING SUCH PHOSPHATE  
MOIETY LABELED NUCLEOTIDES

RE  
JAN 2 - 1996  
GROUP 1807

Enzo Diagnostics, Inc.  
c/o Enzo Biochem, Inc.  
527 Madison Avenue, 9th Floor  
New York, New York 10022  
December 20, 1996

**FILED BY EXPRESS MAIL**

Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231

**AMENDMENT IN RESPONSE TO JUNE 20, 1996 OFFICE ACTION  
AND REQUEST FOR A THREE MONTH EXTENSION OF TIME**

Sir:

This amendment is submitted in response to the June 20, 1996 Office Action issued in the above-identified application. A response to the Office Action was originally due September 20, 1996. Applicants hereby request a three month extension of time for responding to the June 20 Office Action and enclose the required fee. Accordingly, the due date for filing a response to the June 20 Office Action is now December 20, 1996, and this amendment is timely filed.

**Certificate of Mailing Under 37 CFR 1.8**

"Express Mail" mailing label number:  
Date of Deposit:

EH449198830US  
December 20, 1996

I hereby declare that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231.

12/20/96

*John J. Santalone*  
330 NY 05-1135 01/14/97 08479/97  
930.0000

ENZ-5(D6)(C2) Date

John J. Santalone, Reg. No. 32,794

In re application of: David Engelhardt et al.

Serial No.: 08/479,997

Examiner: S. Houtteman

Filed: June 7, 1995

Art Unit: 1807

For: A PHOSPHATE MOIETY LABELED NUCLEOTIDE AND COMPOSITIONS COMPRISING SAME

HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

RECEIVED

JAN 24 1997

GROUP 1800

S I R:

Transmitted herewith is an amendment to the above-identified application.

Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been established by a verified statement previously submitted.

a verified statement to establish small entity status under 37 C.F.R. §1.9 and §1.27 is enclosed.

No additional fee is required

The filing fee is calculated as follows:

	NUMBER AFTER AMEND- MENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		NUMBER EXTRA CLAIMS PRESENTED		RATE			SMALL ENTITY	OTHER ENTITY
							SMALL ENTITY	OTHER ENTITY			
Total Claims	72	-	* 57	=	*** 15	x	11	22	=		330
Indepen- dent Claims	3	-	** 3	=	*** 0	x	40	80	=		0
Multiple Dependent Claim(s) Presented For First Time: Yes No							130	260	=		0
TOTAL ADDITIONAL FEE											\$330.00

\*If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.

\*\*If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.

\*\*\*If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0" in the space.

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Amendment Transmittal Letter  
Page Two

The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment or the number of claims as originally filed.

  X   Please charge Deposit Account No. 05-1135 in the amount of \$1,260.00 to cover the fee for a three month extension of time and the fee for the addition of new claims. Three copies of this sheet are enclosed.


       A check in the amount of \$       is enclosed.

  X   The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 05-1135. Three copies of this sheet are enclosed.

  X   Any filing fees under 37 C.F.R. §1.16 for the presentation of extra claims.

  X   Any patent application processing fees under 37 C.F.R. §1.17.

Respectfully submitted,

  
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